

9ev. 02/2006

COURTROOM MINUTES OF CRIMINAL PROCEEDINGS
Norfolk Division

SENTENCING MINUTES

Set: 12:00 p.m.
Started: 12:00 p.m.
Ended: 12:35 p.m.

Date: September 27, 2017
Judge: Rebecca Beach Smith
Court Reporter: Jody Stewart, OCR
U.S. Attorney: William Muhr, AUSA
Defense Counsel: Amanda Conner, AFD
Courtroom Deputy: Susan Cherry
Probation Officer: Robyn Basilio

Case No. 2:17cr65
Defendant: Jerome Boney Frazier () In custody (X) On bond

X Matter came on for disposition.

X Court adjudged defendant guilty of Count 1 of the Indictment, after entering a plea of guilty before a Magistrate Judge.

X Presentence Report reviewed. Objections heard and rulings made.
 Evidence presented. (Witnesses and exhibits listed on last page)

X Arguments of counsel heard. X Statement of defendant heard.

X The court directed that USA's Position Paper (ECF No. 24) shall be placed under seal.

IMPRISONMENT:

SENTENCE: Count 1: The defendant shall be committed to the custody of the BOP to be imprisoned for a total term of 108 months.

- X The Court makes the following recommendations to the Bureau of Prisons:
- 1) The defendant shall further his education by taking college courses and/or by developing a skill.
 - 2) The court recommends that the defendant be incarcerated in a facility on the East Coast as close to the Virginia area as possible.

X The defendant is remanded to the custody of the U.S. Marshal.

SUPERVISED RELEASE:

 X Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years.

Special Conditions of Supervised Release:

- 1) The defendant will be subjected to random urinalysis testing while on supervised release. If at any time, the defendant tests positive for the use of any controlled substance, the defendant will be required to participate in a substance abuse treatment program at the direction and discretion of the Probation Officer. The defendant shall bear the cost of this treatment program.
- 2) The defendant shall pay for the support of his minor children in the amount ordered by any social service agency or court of competent jurisdiction. In the absence of any such order, payments are to be made on a schedule to be determined by the court at the inception of supervision, based on defendant's financial circumstances.
- 3) The court does not deny federal benefits because the denial is not applicable.

FINANCIAL PENALTIES

✓ The court waives the cost of prosecution, incarceration, and supervised release, except to the extent the defendant will have to bear costs as outlined in the Special Conditions of Supervision.

SPECIAL ASSESSMENT:

✓ As to count 1, the defendant shall pay a special assessment in the amount of \$100.00.

 As to count the defendant shall pay a special assessment in the amount of .

The total special assessment due is \$100.00 and shall be due in full immediately.

FINE:

✓ No fines have been imposed in this case.

 The defendant shall pay a fine in the amount of \$.

RESTITUTION:

 The defendant shall make restitution in the amount of \$.

 Restitution Judgment Order, entered and filed in open court.

SCHEDULE OF PAYMENTS:

 Interest on the restitution has been waived.

 Interest accrues as provided in 18 U.S.C. § 3612(f).

 The special assessment/fine/restitution is due and payable immediately. The defendant shall pay to the Clerk at least \$ per month beginning sixty (60) days from the inception of supervised release toward any restitution remaining unpaid. The court reserves the option to alter this amount, depending upon defendant's financial circumstances at the time of supervised release and depending upon how much restitution has been paid.

 Restitution shall be made jointly and severally with

_____ Nothing in the Court's order shall prohibit the collection of any judgment or fine by the United States.

_____ The defendant notified of right of appeal.

✓
_____ Court noted that defendant waived right of appeal in plea agreement.

✓
_____ On motion of the government, remaining counts dismissed.

_____ The defendant is continued on present bond and cautioned re bail jumping.

_____ Consent Order of Forfeiture, executed and filed in open court.

Additional Counts/Comments: